

JOURNAL OF THE SENATE

EIGHTY-EIGHTH SESSION

TWENTY-FIRST DAY

STATE OF SOUTH DAKOTA
Senate Chamber, Pierre
Tuesday, February 12, 2013

The Senate convened at 2:00 p.m., pursuant to adjournment, the President presiding.

The prayer was offered by the Chaplain, Reverend Karl Kroger, followed by the Pledge of Allegiance led by Senate page Savanna Anderson.

Roll Call: All members present.

APPROVAL OF THE JOURNAL

MR. PRESIDENT:

The Committee on Legislative Procedure respectfully reports that the Secretary of the Senate has had under consideration the Senate Journal of the twentieth day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Respectfully submitted,
Corey Brown, Chair

Which motion prevailed.

1 The oath of office was administered by the President to the following named person:

2 Page: Chance Freese

3 Which was subscribed to and placed on file in the office of the Secretary of State.

4 **COMMUNICATIONS AND PETITIONS**

5 February 8, 2013

6 Mr. President and Members of the Senate:

7 I have the honor to inform you that on February 8, 2013, I approved Senate Bills 37, 38,
8 and 58, and the same have been deposited in the office of the Secretary of State.

9 Respectfully submitted,
10 Dennis Daugaard
11 Governor

12 February 12, 2013

13 Mr. President and Members of the Senate:

14 I have the honor to inform you that on February 12, 2013, I approved Senate Bill 26, and
15 the same has been deposited in the office of the Secretary of State.

16 Respectfully submitted,
17 Dennis Daugaard
18 Governor

19 **REPORTS OF STANDING COMMITTEES**

20 MR. PRESIDENT:

21 The Committee on Judiciary respectfully reports that it has had under consideration SB 173
22 and 222 which were tabled.

1 Also MR. PRESIDENT:

2 The Committee on Judiciary respectfully reports that it has had under consideration SB 221
3 which was deferred to the 41st Legislative Day.

4 Respectfully submitted,
5 Craig Tieszen, Chair

6 Also MR. PRESIDENT:

7 The Committee on Education respectfully reports that it has had under consideration
8 SB 194 and returns the same with the recommendation that said bill do pass.

9 Also MR. PRESIDENT:

10 The Committee on Education respectfully reports that it has had under consideration SB 76
11 and returns the same with the recommendation that said bill be amended as follows:

12 76cc

13 On the Senate Education Committee engrossed bill, delete everything after the enacting
14 clause and insert:

15 "Section 1. There is hereby created an innovation grant program in the Department of
16 Education. Any school district or education service agency established pursuant to § 13-3-76
17 may apply for a grant through the program on forms provided by the department. The amount
18 of funding provided to any school district or education service agency pursuant to this Act shall
19 be matched dollar for dollar or in kind by the school district or education service agency
20 receiving the grant, but the total amount of funding provided may not exceed the total amount
21 appropriated by this Act.

22 The Board of Education shall select grant recipients from among the school districts and
23 education service agencies that apply. Applicants shall demonstrate how the innovation for
24 which the grant is sought will support and positively impact student achievement.

25 Section 2. The Board of Education shall promulgate rules pursuant to chapter 1-26 to
26 establish the innovation grant application process and timelines.

27 Section 3. There is hereby appropriated from the general fund the sum of one dollar (\$1),
28 or so much thereof as may be necessary, to the Department of Education for the purpose of
29 awarding innovation grants pursuant to this Act to school districts and education service
30 agencies.

31 Section 4. The secretary of education shall approve vouchers and the state auditor shall draw
32 warrants to pay expenditures authorized by this Act.

Section 5. Any amounts appropriated in this Act not lawfully expended or obligated by June 30, 2014, shall revert in accordance with the procedures prescribed in chapter 4-8."

76cta

On page 1, line 1, of the Senate Education Committee engrossed bill, delete everything after "An Act to" and insert "create an innovation grant program for school districts and education service agencies and to make an appropriation therefor."

On page 1, delete line 2.

And that as so amended said bill be referred to the Committee on Appropriations.

Also MR. PRESIDENT:

The Committee on Education respectfully reports that it has had under consideration SB 230 which was deferred to the 41st Legislative Day.

Respectfully submitted,
J. Mark Johnston, Chair

Also MR. PRESIDENT:

The Committee on Commerce and Energy respectfully reports that it has had under consideration HB 1125 and 1127 and returns the same with the recommendation that said bills do pass.

Also MR. PRESIDENT:

The Committee on Commerce and Energy respectfully reports that it has had under consideration HB 1097 and returns the same with the recommendation that said bill do pass and be placed on the consent calendar.

Also MR. PRESIDENT:

The Committee on Commerce and Energy respectfully reports that it has had under consideration HB 1106 and returns the same with the recommendation that said bill be amended as follows:

1106je

On page 43, line 3, of the House engrossed bill, after "(a)" insert "A foreign limited liability company may not do business in this state until it obtains a certificate of authority from the secretary of state."

22 Respectfully submitted,
23 Deb Peters, Chair

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1 WHEREAS, federal support for crop insurance remains an important need for agricultural
2 producers, particularly as large parts of the nation are under severe drought conditions, making
3 passage of the farm bill essential to providing meaningful and responsible aid to farmers in
4 difficult times, resulting from poor or low yields, low prices, or high input costs; and

5 WHEREAS, agricultural producers rely on livestock disaster assistance programs that are
6 contingent on approval of the farm bill, including the Livestock Indemnity Program, which
7 partially compensates ranchers for livestock mortality caused by disasters, the Livestock Forage
8 Program to assist ranchers who graze livestock on qualifying drought- or fire-affected
9 pastureland, and the Emergency Livestock Assistance Program, which compensates producers
10 for disaster losses not covered under other disaster programs; and

11 WHEREAS, the farm bill includes the Supplemental Nutrition Assistance Program (SNAP),
12 The Emergency Food Assistance Program (TEFAP), and other nutrition assistance programs for
13 which bipartisan solutions are needed; and

14 WHEREAS, the farm bill supports conservation programing at lower spending levels
15 through consolidation and improved efficiency while strengthening and expanding agricultural
16 conservation programs, which are a strategic investment in our country's agricultural
17 infrastructure, including improving air and water quality and the protection of rural and urban
18 watersheds; and

19 WHEREAS, United States agricultural production is a unique and diversified industry
20 providing a wide variety of food and fiber products to local and national consumers and export
21 markets and continues to be the driving force of commerce, employment, and income in rural
22 America, accounting for sales in excess of \$3.5 trillion dollars in 2011 and more than twenty
23 percent of all United States jobs; and

24 WHEREAS, approximately ninety-one percent of our nation's farms are classified as small,
25 and support of smaller-scale farmers in a local food system provides economic benefits to each
26 region; and

27 WHEREAS, Agriculture is the keystone of rural America, supporting a critical combination
28 of infrastructure and economic activity upon which nearly all other enterprises depend:

29 NOW, THEREFORE, BE IT RESOLVED, by the Senate of the Eighty-Eighth Legislature
30 of the State of South Dakota, the House of Representatives concurring therein, that the South
31 Dakota Legislature urges the United States Congress to work in a cooperative, bipartisan fashion
32 to pass a new, multiyear farm bill that is beneficial to agricultural producers from all regions of
33 the country and includes comprehensive programs for dairy, livestock, insurance, nutrition,
34 energy, research and development, market development, and specialty crops; and

35 BE IT FURTHER RESOLVED, that the South Dakota Legislature urges the United States
36 Congress to address the farm bill in a timely manner to ensure continuation of the vital aspects
37 of federal farm policy that will enable the nation's agricultural producers to continue their
38 operations and provide food security for this nation.

1 Was read the first time, the President waived the referral to committee, and placed SCR 1
2 on the calendar of Wednesday, February 13, the 22nd legislative day.

3 HCR 1004: A CONCURRENT RESOLUTION, Expressing support for the 2013 South
4 Dakota coordinated plan for natural resources conservation.

5 Was read the second time.

6 Sen. Krebs moved that the Senate do concur in HCR 1004 as found on page 302 of the
7 House Journal.

8 The question being on Sen. Krebs' motion that HCR 1004 be concurred in.

9 And the roll being called:

10 Yeas 35, Nays 0, Excused 0, Absent 0

11 Yeas:

12 Adelstein; Begalka; Bradford; Brown; Buhl; Ewing; Frerichs; Heineman (Phyllis); Holien;
13 Hunhoff (Jean); Jensen; Johnston; Jones; Kirkeby; Krebs; Lederman; Lucas; Maher; Monroe;
14 Novstrup (Al); Olson (Russell); Omdahl; Otten (Ernie); Peters; Rempelberg; Rave; Rhoden;
15 Soholt; Sutton; Tidemann; Tieszen; Van Gerpen; Vehle; Welke; White

16 So the motion having received an affirmative vote of a majority of the members-elect, the
17 President declared the motion carried and HCR 1004 was concurred in.

18 CONSIDERATION OF REPORTS OF COMMITTEES

19 Sen. Olson moved that the reports of the Standing Committees on

20 Appropriations on SB 190 as found on page 355 of the Senate Journal; also

21 Judiciary on HB 1074 as found on page 355 of the Senate Journal be adopted.

22 Which motion prevailed.

23 FIRST READING OF HOUSE BILLS AND JOINT RESOLUTIONS

24 HB 1002: FOR AN ACT ENTITLED, An Act to provide for the creation of a trust account
25 for unlocatable mineral interest owners.

1 Was read the first time and referred to the Committee on Agriculture and Natural
2 Resources.

3 HB 1067: FOR AN ACT ENTITLED, An Act to designate POW/MIA Recognition Day
4 as a working holiday.

5 Was read the first time and referred to the Committee on State Affairs.

6 HB 1084: FOR AN ACT ENTITLED, An Act to designate Purple Heart Recognition Day
7 as a working holiday.

8 Was read the first time and referred to the Committee on State Affairs.

9 HB 1158: FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the
10 posting of public notice for meetings of public bodies.

11 Was read the first time and referred to the Committee on Local Government.

12 HB 1167: FOR AN ACT ENTITLED, An Act to restructure the policy advisory committee
13 for animal damage control.

14 Was read the first time and referred to the Committee on Agriculture and Natural
15 Resources.

16 **CONSIDERATION OF CONSENT CALENDAR APPOINTMENTS**

17 The Senate proceeded to the consideration of the executive appointment of Brent Dykstra
18 of Stanley County, Ft. Pierre, South Dakota, to the South Dakota Lottery Commission.

19 The question being "Does the Senate advise and consent to the executive appointment of
20 Brent Dykstra pursuant to the executive message as found on page 215 of the Senate Journal?"

21 And the roll being called:

22 Yeas 35, Nays 0, Excused 0, Absent 0

23 Yeas:

24 Adelstein; Begalka; Bradford; Brown; Buhl; Ewing; Frerichs; Heineman (Phyllis); Holien;
25 Hunhoff (Jean); Jensen; Johnston; Jones; Kirkeby; Krebs; Lederman; Lucas; Maher; Monroe;
26 Novstrup (Al); Olson (Russell); Omdahl; Otten (Ernie); Peters; Rampelberg; Rave; Rhoden;
27 Soholt; Sutton; Tidemann; Tieszen; Van Gerpen; Vehle; Welke; White

1 So the question having received an affirmative vote of a majority of the members-elect, the
2 President declared the appointment confirmed.

3 The Senate proceeded to the consideration of the executive appointment of Roger P.
4 Novotny of Stanley County, Ft. Pierre, South Dakota, to the South Dakota Lottery Commission.

5 The question being "Does the Senate advise and consent to the executive appointment of
6 Roger P. Novotny pursuant to the executive message as found on page 216 of the Senate
7 Journal?"

8 And the roll being called:

9 Yeas 35, Nays 0, Excused 0, Absent 0

10 Yeas:

11 Adelstein; Begalka; Bradford; Brown; Buhl; Ewing; Frerichs; Heineman (Phyllis); Holien;
12 Hunhoff (Jean); Jensen; Johnston; Jones; Kirkeby; Krebs; Lederman; Lucas; Maher; Monroe;
13 Novstrup (Al); Olson (Russell); Omdahl; Otten (Ernie); Peters; Rempelberg; Rave; Rhoden;
14 Soholt; Sutton; Tidemann; Tieszen; Van Gerpen; Vehle; Welke; White

15 So the question having received an affirmative vote of a majority of the members-elect, the
16 President declared the appointment confirmed.

17 The Senate proceeded to the consideration of the executive appointment of Charles M.
18 Turbiville of Lawrence County, Deadwood, South Dakota, to the South Dakota Lottery
19 Commission.

20 The question being "Does the Senate advise and consent to the executive appointment of
21 Charles M. Turbiville pursuant to the executive message as found on page 215 of the Senate
22 Journal?"

23 And the roll being called:

24 Yeas 35, Nays 0, Excused 0, Absent 0

25 Yeas:

26 Adelstein; Begalka; Bradford; Brown; Buhl; Ewing; Frerichs; Heineman (Phyllis); Holien;
27 Hunhoff (Jean); Jensen; Johnston; Jones; Kirkeby; Krebs; Lederman; Lucas; Maher; Monroe;
28 Novstrup (Al); Olson (Russell); Omdahl; Otten (Ernie); Peters; Rempelberg; Rave; Rhoden;
29 Soholt; Sutton; Tidemann; Tieszen; Van Gerpen; Vehle; Welke; White

30 So the question having received an affirmative vote of a majority of the members-elect, the
31 President declared the appointment confirmed.

1 The Senate proceeded to the consideration of the executive reappointment of Tom Graham
2 of Minnehaha County, Sioux Falls, South Dakota, to the South Dakota Building Authority.

3 The question being "Does the Senate advise and consent to the executive reappointment
4 of Tom Graham pursuant to the executive message as found on page 217 of the Senate Journal?"

5 And the roll being called:

6 Yeas 35, Nays 0, Excused 0, Absent 0

7 Yeas:

8 Adelstein; Begalka; Bradford; Brown; Buhl; Ewing; Frerichs; Heineman (Phyllis); Holien;
9 Hunhoff (Jean); Jensen; Johnston; Jones; Kirkeby; Krebs; Lederman; Lucas; Maher; Monroe;
10 Novstrup (Al); Olson (Russell); Omdahl; Otten (Ernie); Peters; Rampelberg; Rave; Rhoden;
11 Soholt; Sutton; Tidemann; Tieszen; Van Gerpen; Vehle; Welke; White

12 So the question having received an affirmative vote of a majority of the members-elect, the
13 President declared the reappointment confirmed.

14 SECOND READING OF CONSENT CALENDAR ITEMS

15 Sen. Lucas requested that HB 1070 be removed from the Consent Calendar.

16 SECOND READING OF SENATE BILLS AND JOINT RESOLUTIONS

17 SB 224: FOR AN ACT ENTITLED, An Act to revise and repeal certain aviation statutes
18 and to increase certain related fees.

19 Having had its second reading was up for consideration and final passage.

20 224cb

21 Sen. Adelstein moved that SB 224 be amended as follows:

22 On page 49 of the printed bill, delete lines 19 to 23, inclusive.

23 Which motion lost.

24 The question being "Shall SB 224 pass as amended?"

1 And the roll being called:

2 Yeas 14, Nays 21, Excused 0, Absent 0

3 Yeas:

4 Heineman (Phyllis); Hunhoff (Jean); Jones; Lederman; Monroe; Novstrup (Al); Olson (Russell);
5 Rave; Soholt; Sutton; Tieszen; Vehle; Welke; White

6 Nays:

7 Adelstein; Begalka; Bradford; Brown; Buhl; Ewing; Frerichs; Holien; Jensen; Johnston;
8 Kirkeby; Krebs; Lucas; Maher; Omdahl; Otten (Ernie); Peters; Rempelberg; Rhoden; Tidemann;
9 Van Gerpen

10 So the bill not having received an affirmative vote of a majority of the members-elect, the
11 President declared the bill lost.

12 SB 185: FOR AN ACT ENTITLED, An Act to clarify the authority of the interim rules
13 review committee.

14 Was read the second time.

15 185sa

16 Sen. Hunhoff moved that SB 185 be amended as follows:

17 On page 1, line 9, of the printed bill, delete "propose" and insert "consider".

18 On page 1, line 9, delete "adopted" and insert "proposed".

19 On page 1, line 10, delete "adopted" and insert "proposed".

20 On page 1, line 13, delete "propose an amendment to an adopted" and insert "consider
21 amendments to the proposed".

22 On page 2, line 1, delete "under subdivision (2) of section 1 of this Act".

23 On page 2, line 2, delete "Only".

24 On page 2, delete lines 3 and 4.

25 On page 2, line 5, delete "of this section."

26 On page 2, delete lines 8 to 14, inclusive.

27 Which motion prevailed.

1 The question being "Shall SB 185 pass as amended?"

2 And the roll being called:

3 Yeas 35, Nays 0, Excused 0, Absent 0

4 Yeas:

5 Adelstein; Begalka; Bradford; Brown; Buhl; Ewing; Frerichs; Heineman (Phyllis); Holien;
6 Hunhoff (Jean); Jensen; Johnston; Jones; Kirkeby; Krebs; Lederman; Lucas; Maher; Monroe;
7 Novstrup (Al); Olson (Russell); Omdahl; Otten (Ernie); Peters; Rampelberg; Rave; Rhoden;
8 Soholt; Sutton; Tidemann; Tieszen; Van Gerpen; Vehle; Welke; White

9 So the bill having received an affirmative vote of a majority of the members-elect, the
10 President declared the bill passed and the title was agreed to.

11 SB 132: FOR AN ACT ENTITLED, An Act to grant limited immunity from arrest and
12 prosecution for certain alcohol consumption related offenses to persons who assist certain
13 persons in need of emergency assistance or who are themselves in need of emergency assistance.

14 Was read the second time.

15 The question being "Shall SB 132 pass?"

16 And the roll being called:

17 Yeas 29, Nays 6, Excused 0, Absent 0

18 Yeas:

19 Adelstein; Begalka; Bradford; Brown; Buhl; Ewing; Frerichs; Heineman (Phyllis); Holien;
20 Hunhoff (Jean); Jensen; Johnston; Kirkeby; Lederman; Maher; Novstrup (Al); Olson (Russell);
21 Omdahl; Peters; Rampelberg; Rave; Soholt; Sutton; Tidemann; Tieszen; Van Gerpen; Vehle;
22 Welke; White

23 Nays:

24 Jones; Krebs; Lucas; Monroe; Otten (Ernie); Rhoden

25 So the bill having received an affirmative vote of a majority of the members-elect, the
26 President declared the bill passed and the title was agreed to.

27 SB 153: FOR AN ACT ENTITLED, An Act to clarify, remove inconsistencies from, and
28 revise certain provisions relating to the formation and operation of watershed districts.

29 Was read the second time.

153sa

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Sen. Olson moved that SB 153 be amended as follows:

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On page 2, line 4, of the Senate State Affairs Committee engrossed bill, delete "as defined in section 18 of this".

5

On page 2, line 5, delete "Act and".

6

On page 3, line 14, delete ", and the".

7

On page 3, line 15, delete everything before ".".

8

On page 13, delete lines 16 to 24, inclusive.

9

On page 14, delete lines 1 to 6, inclusive.

10

On page 18, line 13, delete everything after "voters" and insert " ;".

11

On page 18, line 14, overstrike everything before "may" .

12

On page 23, line 3, remove the overstrikes from everything after "by" .

13

On page 23, line 3, delete "section 18 of this Act".

14

Which motion lost.

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The question being "Shall SB 153 pass as amended?"

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And the roll being called:

17

Yeas 19, Nays 16, Excused 0, Absent 0

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Yeas:

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Begalka; Bradford; Buhl; Ewing; Frerichs; Hunhoff (Jean); Jones; Krebs; Lucas; Maher; Otten (Ernie); Rhoden; Soholt; Sutton; Tidemann; Van Gerpen; Vehle; Welke; White

21

Nays:

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Adelstein; Brown; Heineman (Phyllis); Holien; Jensen; Johnston; Kirkeby; Lederman; Monroe; Novstrup (Al); Olson (Russell); Omdahl; Peters; Rampelberg; Rave; Tieszen

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So the bill having received an affirmative vote of a majority of the members-elect, the President declared the bill passed and the title was agreed to.

1 SJR 2: A JOINT RESOLUTION, Proposing and submitting to the electors at the next
2 general election amendments to Article XI of the Constitution of the State of South Dakota,
3 relating to the vote required to increase taxes.

4 Was read the second time.

5 The question being "Shall SJR 2 pass as amended?"

6 And the roll being called:

7 Yeas 25, Nays 10, Excused 0, Absent 0

8 Yeas:

9 Begalka; Brown; Ewing; Heineman (Phyllis); Holien; Hunhoff (Jean); Jensen; Johnston;
10 Kirkeby; Krebs; Lederman; Maher; Monroe; Novstrup (Al); Olson (Russell); Omdahl; Otten
11 (Ernie); Peters; Rave; Rhoden; Soholt; Tidemann; Van Gerpen; Vehle; White

12 Nays:

13 Adelstein; Bradford; Buhl; Frerichs; Jones; Lucas; Rampelberg; Sutton; Tieszen; Welke

14 So the resolution having received an affirmative vote of a majority of the members-elect,
15 the President declared the resolution passed and the title was agreed to.

16 SB 205: FOR AN ACT ENTITLED, An Act to authorize the hunting of wolves in certain
17 circumstances.

18 Was read the second time.

19 205tc

20 Sen. Vehle moved that SB 205 be amended as follows:

21 On page 1, line 8, of the Senate Agriculture and Natural Resources Committee engrossed
22 bill, after "may" insert "only".

23 Which motion prevailed.

24 The question being "Shall SB 205 pass as amended?"

25 And the roll being called:

26 Yeas 35, Nays 0, Excused 0, Absent 0

1 Yeas:

2 Adelstein; Begalka; Bradford; Brown; Buhl; Ewing; Frerichs; Heineman (Phyllis); Holien;
3 Hunhoff (Jean); Jensen; Johnston; Jones; Kirkeby; Krebs; Lederman; Lucas; Maher; Monroe;
4 Novstrup (Al); Olson (Russell); Omdahl; Otten (Ernie); Peters; Rampelberg; Rave; Rhoden;
5 Soholt; Sutton; Tidemann; Tieszen; Van Gerpen; Vehle; Welke; White

6 So the bill having received an affirmative vote of a majority of the members-elect, the
7 President declared the bill passed and the title was agreed to.

8 SB 169: FOR AN ACT ENTITLED, An Act to provide for the assignment of insurance
9 payments for ambulance service providers.

10 Was read the second time.

11 169ta

12 Sen. Brown moved that SB 169 be amended as follows:

13 On page 1, line 6, of the printed bill, delete "person insured by a".

14 On page 1, line 8, delete everything after "corporation" and insert "shall offer participating
15 provider status to each".

16 On page 1, line 9, delete everything after "If" and insert "the offer of participating status
17 is rejected by the ambulance service, an insured person may execute an assignment of the
18 benefits payable under the person's insurance plan, and".

19 On page 1, line 10, delete everything before "the insurance" .

20 On page 1, line 12, delete everything after "." and insert "However, if the ambulance
21 service is offered and rejects participating status, it shall hold the insured person harmless for
22 any balance of the benefits not paid by the insurance company, health maintenance organization,
23 preferred provider organization, individual practice association, or nonprofit hospital service
24 corporation.".

25 On page 1, delete lines 13 and 14.

26 On page 2, delete line 1.

27 Sen. Kirkeby requested that Joint Rule 5-17 be invoked on SB 169.

28 Which request was supported and SB 169 with Sen. Brown's pending motion to amend was
29 deferred until February 14, the 23rd legislative day.

1 Sen. Olson moved that the remainder of the calendar including SB 215 and SJR 1 and SB
2 166, 207, 157, 151, 198, 138, 10, 11, 189, and 111 and HB 1019, 1020, 1091, 1011, 1071, 1072,
3 and 1073 be deferred to Wednesday, February 13, the 22nd legislative day.

4 Which motion prevailed.

5 **COMMEMORATIONS**

6 SC 9 Introduced by: Senator Bradford and Representative May

7 A LEGISLATIVE COMMEMORATION, Commending and honoring the Wall School District
8 Board of Education, on receiving the Associated School Boards of South Dakota School
9 Board Award of Excellence for 2013.

10 WHEREAS, the Wall School Board exemplifies the traits of a highly effective school board,
11 and focuses its time and energy to improve achievement for all students; and

12 WHEREAS, the Wall School Board is forward-thinking and continually focused on
13 preparing students to succeed in the twenty-first century; and

14 WHEREAS, the Wall School Board has exemplified how committed local leaders can truly
15 impact the future of our children, our communities, and our state; and

16 WHEREAS, the Wall School District developed the vision, "A district of innovation and
17 inspiration striving for academic excellence," which communicates high expectations; and

18 WHEREAS, the Wall School Board's mission statement, to empower all students to fully
19 develop their potential to succeed in an ever- changing world, emphasizes the focus on students:

20 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
21 State of South Dakota, that, during 2013, the Wall School Board is hereby an official
22 representative of the state, and shall continue in its efforts to seek improvement of the
23 educational opportunities for elementary and secondary students of the state.

24 SC 10 Introduced by: Senators Welke, Begalka, Bradford, Brown, Buhl, Johnston, Jones,
25 Kirkeby, Monroe, and Tieszen and Representatives Greenfield, Feickert, Hawks, Kaiser,
26 Kirschman, Miller, Novstrup (David), Peterson, Qualm, Rasmussen, Ring, Schoenfish, Sly,
27 Solum, Tulson, and Verchio

28 A LEGISLATIVE COMMEMORATION, Commending and honoring the Warner Monarch
29 Girls Volleyball Team on their 2012 Class B State Championship.

30 WHEREAS, the Warner High School Monarch Girls Volleyball Team, coached by Kari
31 Jung with assistance by Bobbie Deuter, Carrie Herrboldt, and Taylor Rozell, completed the
32 2012 season with thirty-four wins and no losses and was named the MaxPreps Small School

1 Team of the year and the 2012 South Dakota Sportswriters High School Girls Team of the Year;
2 and

3 WHEREAS, The Warner High School Monarch Girls Volleyball Team formed a cohesive
4 group with contributions from all of its players, including: Kaitlyn Armstrong, Bailee Holscher,
5 Emily Larson, Kaitlyn Boesl, Sidney Bierman, Mallory Testerman, Alyssa Jung, Ashley Rozell,
6 Jaici Schlosser, Taylor Ellingson, Carly Rozell, Kari Gascoigne, Rachel Rogers, and Miranda
7 Ristau; and

8 WHEREAS, three players from the Warner Monarch Team, Ashley Rozell, Carly Rozell,
9 and Rachel Rogers were selected for the All-Tournament Team, Ashley Rozell was selected for
10 first team All-State, and Rachel Rogers was selected for first team All-State and second team
11 All-American; and

12 WHEREAS, Kari Jung, the Warner High School Monarch Girls Volleyball Coach was
13 named the MaxPreps Small School Coach of the Year and the South Dakota Coaches
14 Association Volleyball Coach of the Year:

15 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
16 State of South Dakota, that the Warner Monarch Girls Volleyball Team be commended and
17 honored for winning the 2012 Class B State Championship.

18 SC 11 Introduced by: Senators Begalka, Bradford, Buhl, Ewing, Frerichs, Heineman
19 (Phyllis), Holien, Hunhoff (Jean), Jensen, Jones, Kirkeby, Lederman, Lucas, Monroe, Novstrup
20 (Al), Omdahl, Otten (Ernie), Peters, Rempelberg, Rave, Rhoden, Soholt, Sutton, Tidemann,
21 Tieszen, Van Gerpen, Vehle, Welke, and White and Representatives Peterson, Bartling, Conzet,
22 Cronin, Feickert, Feinstein, Gibson, Haggard (Jenna), Hansen, Hawks, Hawley, Heinemann
23 (Leslie), Heinert, Hunhoff (Bernie), Killer, Kirschman, Lust, Magstadt, Munsterman, Nelson,
24 Parsley, Ring, Rozum, Schoenfish, Schrempp, Sly, Soli, Stalzer, Steele, Tyler, Wick, and
25 Wismer

26 A LEGISLATIVE COMMEMORATION, Acknowledging the Deubrook Area High School
27 Football Team for winning the 2012 State 9AA Football Championship.

28 WHEREAS, the Deubrook Dolphins Football Team, with a 12-0 record, won the 2012 State
29 9AA Football Championship under the dedicated leadership of head coach Adolph Shepardson
30 and assistant coaches Mick Thompson, Dave Moberg, Tim Cariveau, Chris Quail, and Bruce
31 Johnson; and

32 WHEREAS, the Deubrook Area High School Football Team was held together by
33 extraordinary unity and team spirit throughout the championship season by all of the players
34 including Jacob Berndt, Ben Blees, Tyler Jensen, Riley Hanson, Jordan Wright, Michael
35 Westberg, Taylor Olsen, Dustin Trooien, Dalton Kruse, Trent Johnson, Josh Kruse, Derek
36 Kjenstad, Cory Byers, Ryan Knuston, Lukas Koch, Kevin Thibodeau, Jayden Rennich, CJ Kor,
37 Mason Bandemer, Evan Sheffield, Kay Glatzer, Travis Thompson, Dallas Murphy, John
38 Schultze, Brandon James, Trenten Kor, Hunter Wilts, Brandon Berndt, Colton Hanson, Quinn
39 Petersen, Nathan Vostad, Dylan Vierhuf, Clayton Dahl, Coy Skroch, and Michael Goens; and

WHEREAS, all of the students, coaches, faculty, and the great communities of Astoria, Toronto, and White demonstrated outstanding support and sportsmanship during the quest to achieve the 2012 State 9AA Football Championship:

NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the State of South Dakota, that the Deubrook Area High School Football Team and its coaching staff be congratulated and commended for their outstanding performances in the 2012 season.

Sen. Olson moved that the Senate do now adjourn, which motion prevailed and at 4:22 p.m. the Senate adjourned.

Jeannette Schipper, Secretary